

# Notice of Allowability

Application No.

09/193,646

Examiner

Calvin L Hewitt II

Applicant(s)

DRUMMOND ET AL.

Art Unit

3621

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 16 November 2004.
2. ☒ The allowed claim(s) is/are 1-33.
3. ☒ The drawings filed on 01 August 2001 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

JAMES P. TRAMMELL  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 3600

***Status of Claims***

1. Claims 1-33 have been examined.

***Reasons for Allowance***

2. Claims 1-33 have been allowed.

***Claims 1-17 and 23-29***

3. The present invention is dedicated to automated transaction machines. Automated transaction machines, such as ATMs or automated teller machines are old and well known. Applicant's system, however, describes an automated transaction machine that is connected to the internet. Semple et al. (US 6,085,177) teach accessing the internet via an ATM machine ('177, figure 1). Lawlor et al. (US 5,870,724) disclose an automated transaction machine, such as a PC, that allows a user to conduct banking transactions from a remote location ('724, abstract; column/line 12/11-14/27). The present invention distinguishes itself from the prior art as it is an automated transaction machine comprising a currency dispenser and a computer. Wherein the computer accesses instructions at an HTTP address and the dispenser operates in response to instructions

obtained at the HTTP address. The closest prior art of Zeanah et al. (US 5,933,816) teaches an automated transaction machine such as a remote device (e.g. PC or ATM) that receives instructions over the internet for interacting with a cash dispenser ('816, column 5, lines 38-60; column 6, lines 1-10; column 9, lines 7-15). To one of ordinary skill, the '816 patent appears to suggest controlling a cash dispenser via internet instructions, but its filing date of 8-7-97 is after the Applicant's priority date of 11-27-96. Zeanah et al. claim priority to a Provisional Application (US 60029209) dated 10-31-96, however, the Zeanah et al. Provisional does not support the '816 Patent's suggestion of controlling an ATM cash dispenser via the internet. In fact, the Zeanah et al. Provisional makes distinct communicating with a remote device such as a PC or PDA via the internet, machines that do not dispense money, and a local device such as a CAT device (i.e. ATM machine) that does dispense money (60029209, pages 1-1, 1-2, 1-3, 4, 7, and 18-24).

***Claims 18-22***

4. The present invention is dedicated to automated banking machines. Automated banking machines, such as ATMs or automated teller machines are old and well known. The Applicant's invention distinguishes itself from the prior art as it is an automated banking machine comprising a currency dispenser and a

computer. Wherein the computer accesses instructions at an HTTP address and a transaction function device operates in response to instructions obtained at the HTTP address. The closest prior art of Zeanah et al. (US 5,933,816) teaches an automated banking machine such as a remote device (e.g. PC or ATM) that receives instructions over the internet for interacting with a cash dispenser ('816, column 5, lines 38-60; column 6, lines 1-10; column 9, lines 7-15). To one of ordinary skill, the '816 patent appears to suggest controlling a cash dispenser via internet instructions, but its filing date of 8-7-97 is after the Applicant's priority date of 11-27-96. Zeanah et al. claim priority to a Provisional Application (US 60029209) dated 10-31-96, however, the Zeanah et al. Provisional does not support the '816 Patent's suggestion of controlling an ATM cash dispenser via the internet. In fact, the Zeanah et al. Provisional makes distinct communicating with a remote device such as a PC or PDA via the internet, machines that do not dispense money, and a local device such as a CAT device (i.e. ATM machine) that does dispense money (60029209, pages 1-1, 1-2, 1-3, 4, 7, and 18-24).

### ***Claims 30-33***

5. The present invention is dedicated to automated transaction machines. Automated transaction machines, such as ATMs or automated teller machines are old and well known. The Applicant's invention distinguishes itself from the

prior art as it is an automated transaction machine comprising a currency dispenser and a computer. Wherein the computer receives mark-up language documents and is responsive to HTML documents for controlling said currency dispenser. The closest prior art of Zeanah et al. (US 5,933,816) teaches an automated banking machine such as a remote device (e.g. PC or ATM) that receives instructions over the internet for interacting with a cash dispenser ('816, column 5, lines 38-60; column 6, lines 1-10; column 9, lines 7-15). To one of ordinary skill, the '816 patent appears to suggest controlling a cash dispenser via internet instructions, but its filing date of 8-7-97 is after the Applicant's priority date of 11-27-96. Zeanah et al. claim priority to a Provisional Application (US 60029209) dated 10-31-96, however, the Zeanah et al. Provisional does not support the '816 Patent's suggestion of controlling an ATM cash dispenser via the internet. In fact, the Zeanah et al. Provisional makes distinct communicating with a remote device such as a PC or PDA via the internet, machines that do not dispense money, and a local device such as a CAT device (i.e. ATM machine) that does dispense money (60029209, pages 1-1, 1-2, 1-3, 4, 7, and 18-24).

### ***Conclusion***

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure:

- Semple et al. accessing the internet via an ATM
- Lawlor et al. teach a user engaging in a banking transaction from a remote device using the internet
- Kinugawa teaches a cash settlement system where a POS is connected online to a plural of cash dispensing machines
- PR Newswire, "Triton Systems Announces New ATM Enhancement"

7. Any comments considered necessary by Applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

8. Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Calvin Loyd Hewitt II whose telephone number is (703) 308-8057. The Examiner can normally be reached on Monday-Friday from 8:30 AM-5:00 PM.

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, James P. Trammell, can be reached at (703) 305-9768.

Any response to this action should be mailed to:

Commissioner of Patents and Trademarks  
c/o Technology Center 2100

Washington, D.C. 20231

or faxed to:

(703) 305-7687 (for formal communications intended for entry and  
after-final communications),

or:

(703) 746-5532 (for informal or draft communications, please label  
"PROPOSED" or "DRAFT")

Hand-delivered responses should be brought to Crystal Park 5, 2451 Crystal  
Drive, 7th Floor Receptionist.

Any inquiry of a general nature or relating to the status of this application  
should be directed to the Group receptionist whose telephone number is (703)  
308-1113.

Calvin Loyd Hewitt II

February 7, 2005